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Dkt. 60772-PCT-US/JPW/JRM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Rina Aharoni et al.
Serial No. : 09/768,872 Examiner: VanderVegt, F. Pierre
Filed : January 23, 2001 Group Art Unit: 1644
For : TREATMENT OF AUTOIMMUNE CONDITIONS WITH
COPOLYMER 1 AND RELATED COPOLYMERS

Notice of
Allowance mailed : April 25, 2007
Confirmation No. : 1644

1185 Avenue of the Americas
New York, New York 10036
June 8, 2007

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

COMMUNICATION CONFIRMING JUNE 5, 2007 TELEPHONE CONFERENCE
AND FORWARDING PREVIOUSLY SUBMITTED FORM PTO-1449

This Communication is submitted after the mailing of a Notice of Allowance but before payment of the issue fee in connection with the above-identified application. The issue fee is due July 25, 2007 and has not yet been paid. Accordingly, this Communication is being timely filed.

This Communication is submitted to confirm the June 5, 2007 telephone conference between Examiner VanderVegt of the United States Patent and Trademark Office and James Major of the undersigned's office and to forward to the Examiner a copy of the Form PTO-1449 previously submitted to the United States Patent and Trademark Office on September 7, 2006 in connection with the subject application.

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Applicants filed an Amendment In Response To March 10, 2006 Office Action, Petition For Three-Month Extension And Fourth Supplemental Information Disclosure Statement including a Form PTO-1449 on September 7, 2006 in connection with the subject application.

On June 5, 2007, Mr. Major telephoned Examiner VanderVegt to enquire whether the references submitted with the September 7, 2006 Amendment had been considered by Examiner VanderVegt. Examiner VanderVegt advised Mr. Major that the Form PTO-1449 included with September 7, 2006 Amendment was not present in the Image File Wrapper of the subject application.

As evidence of receipt by the United States Patent and Trademark Office of Form PTO-1449, applicants attach hereto as **Exhibit A** a copy of the postcard receipt stamped by the United States Patent and Trademark Office.

According to M.P.E.P. §503, “[a] postcard receipt which itemizes and properly identifies the items which are being filed serves as *prima facie* evidence of receipt in the USPTO of all the items listed thereon on the date stamped thereon by the USPTO.” M.P.E.P. §503 also indicates that upon receipt of the papers, “[i]f any of the items listed on the postcard are not being submitted to the USPTO, those items will be crossed off and the postcard initialed by the person receiving the items.”

Applicants note that the stamped returned postcard indicates the receipt date of September 11, 2006 for, *inter alia*, the Form PTO-1449 listed on the postcard. Applicants also note that the postcard has not been annotated to indicate that the Form PTO-1449 listed on the postcard was not received by the United

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States Patent and Trademark Office. Accordingly, applicants maintain that the attached postcard is *prima facie* evidence of receipt at the United States Patent and Trademark Office of the Form PTO-1449 listed thereon.

Accordingly, applicants maintain that applicants timely submitted the Form PTO-1449 to the United States Patent and Trademark Office and the United States Patent and Trademark Office received the Form PTO-1449. However, for the convenience of the Examiner, applicants have attached hereto as Exhibit B a copy of the Form PTO-1449.

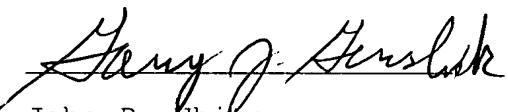
The Examiner is respectfully requested to make the references submitted with the September 7, 2006 Amendment of record in the subject application by initialing and returning a copy of the attached Form PTO-1449 to the undersigned attorneys.

If a telephone interview would assist in advancing consideration of this Communication, applicants' undersigned attorney invites the Examiner to telephone him at the number provided below.

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No fee is deemed necessary in connection with the filing of this Communication. However, if any additional fee is required, authorization is hereby given to charge the amount of any such fee to Deposit Account No. 03-3125.

Respectfully submitted,



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is being deposited this date with the
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Gary J. Gershik

Date

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